IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE JURISDICTION

WRIT PETITION NO. 6385 OF 2005.

Jayantilal C. Mukutwala ...Petitioner.

V/s.

Haji Abdul Qureshi & ors. ... Respondents.

Ms. Parasnis i/b Girish Godbole for the petitioner.

Shri V.R. Saudagar for the respondent No.2.

CORAM : V.C.DAGA, J.

DATED : 30.11.2005.

P.C. :

. Petitioner has cleared all the arrears of rent right upto November 2005. Petitioner seeks to vacate the suit premises, subject to undertaking, which the petitioner has tendered today. Learned Counsel for the respondent No.2 has no objection for grant of 6 months time to the petitioner to vacate the suit premises. Petitioner- tenant along with other occupants have furnished undertakings, all dated 28.11.2005. The same are accepted and taken on record. Petitioner is granted time to vacate the suit premises upto 23rd May, 2006. Failure on the petitioner to vacate the suit premises on or before 23rd May, 2006, it would be open for the respondents to execute the decree in accordance with law.

. Needless to mention that petitioer shall not

create any third party interest and shall continue to pay agreed rent by way of occupation charges which the respondents shall accept without prejudice to their rights.